SHUMAN McCUSKEY SLICER PLLC ATTORNEYS AT LAW

116 South Stewart Street, 1st Floor Winchester, VA 22601 Telephone: 540.486.4195 Facsimile: 540.486.4912

1411 Virginia Street East, Suite 200 P.O. Box 3953 Charleston, WV 25339 Telephone: 304.345.1400 Facsimile: 304.343.1826

WWW.SHUMANLAW.COM

Christopher D. Negley E-mail: cnegley@shumanlaw.com 1445 Stewartstown Road, Suite 200 Morgantown, WV 26505 Telephone: 304.291.2702 Facsimile: 304.291.2840

January 20, 2021

Ms. Cathy S. Gatson, Clerk Circuit Court of Kanawha County Post Office Box 2351 Charleston, West Virginia 25328

WW Consultants, Inc. v. Pocahontas County PSD, et al.

Civil Case No. 18-C-115

Circuit Court of Kanawha County

Dear Ms. Gatson:

Re:

Enclosed for filing please find a "Notice of Scheduling Conference" in the abovereferenced matter. Counsel of record has this day been served with a copy of the same.

Thank you for your assistance in this matter. Please contact me should you have any questions.

Sincerely,

Christopher D. Negley

Enclosures

cc (w/ enc.): Paul Mannix, Esq.

> Scott Driver, Esq. John Burns, Esq.

John Hoblitzell, III, Esq. / Victoria Wilson, Esq. Norm Daniels, Esq. / Thomas E.G. Spears, Esq.

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA BUSINESS COURT DIVISION

WW CONSULTANTS, Inc., a Virginia Corporation,

Plaintiff,

v.

Civil Action No.: 18-C-115
The Hon. Christopher Wilkes, Judge

POCAHONTAS COUNTY PUBLIC SERVICE
DISTRICT, a public corporation and local
political subdivision of the State of West
Virginia, MARK SMITH, DAVID GANDEE, and
DAVID DRAGAN, in their official capacity as
board members of Pocahontas County Public
Service District, the WEST VIRGINIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION,
a Department of the State of West Virginia, and
the WEST VIRGINIA WATER DEVELOPMENT
AUTHORITY, an instrumentality of the
State of West Virginia,

and

POCAHONTAS COUNTY PUBLIC SERVICE DISTRICT,

Counterclaim-Plaintiff,

 \mathbf{v}_{\bullet}

WV CONSULTANTS, INC., A3-USA, INC., and PIPES PLUS, INC.

Counterclaim-Defendants.

NOTICE OF SCHEDULING CONFERENCE

Please take notice that per the Court's direction, a Scheduling Conference will be held on via Microsoft Teams on Thursday, February 11, 2021, at 2:30 p.m. Participation information will be sent to all counsel of record. You are invited to attend to protect your interests.

Respectfully submitted,

POCAHONTAS COUNTY PUBLIC SERVICE DISTRICT By Counsel

/s/ Christopher D. Negley

Christopher D. Negley, Esquire (WVSB #6086) Michael D. Dunham, Esquire (WVSB #12533) SHUMAN MCCUSKEY SLICER, PLLC 1400 Virginia Street East, Suite 200 (25309) Post Office Box 3953 Charleston, West Virginia 25339 (304) 345-1400

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA BUSINESS COURT DIVISION

WW CONSULTANTS, Inc., a Virginia Corporation,

Plaintiff.

v.

Civil Action No.: 18-C-115
The Hon. Christopher Wilkes, Judge

POCAHONTAS COUNTY PUBLIC SERVICE
DISTRICT, a public corporation and local
political subdivision of the State of West
Virginia, MARK SMITH, DAVID GANDEE, and
DAVID DRAGAN, in their official capacity as
board members of Pocahontas County Public
Service District, and the WEST VIRGINIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION,
a Department of the State of West Virginia,

and

POCAHONTAS COUNTY PUBLIC SERVICE DISTRICT,

Counterclaim-Plaintiff,

v.

WW CONSULTANTS, INC., A3-USA, INC., and PIPES PLUS, INC.

Counterclaim-Defendants.

Certificate of Service

The undersigned hereby certifies that on this 20th day of January 2021 a copy of the foregoing "Notice of Scheduling Conference" was served upon counsel of record by depositing a true and exact copy thereof in the U. S. mail, postage prepaid, in an envelope properly addressed and stamped as follows:

Paul Mannix, Esquire MARCUS & SHAPIRA

One Oxford Centre, 35th Floor Pittsburgh, Pennsylvania 15219 Counsel for WWC Consultants, Inc.

Scott Driver, Esquire

WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION

601 57th Street, Southeast Charleston, West Virginia 25304 Counsel for WVDEP

John W. Burns, Esquire GORDON REES SCULLY MANSUKHANI

707 Grant Street
Suite 3800
Pittsburgh, Pennsylvania 15219
Counsel for A3 USA, Inc.

John Hoblitzell, III, Esquire Victoria Wilson, Esquire

KAY, CASTO & CHANEY, PLLC

Post Office Box 2031 Charleston, West Virginia 25327 Counsel for Orders Construction, Inc.

Norm Daniels, Esquire E.G. Spears, Esquire

DANIELS LAW FIRM, PLLC

300 Summers Street Suite 1270 Charleston, West Virginia 25325 Counsel for Pipes Plus, Inc.

/s/ Christopher D. Negley

Christopher D. Negley, Esquire (WVSB #6086) Michael D. Dunham, Esquire (WVSB #12533)